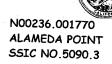




Department of Toxic Substances Control

Edwin F. Lowry, Director 700 Heinz Avenue, Suite 200 Berkeley, California 94710-2721



January 8, 2004

Ms. Debbi Potter Base Reuse and Redevelopment Manager Alameda Reuse and Redevelopment Authority Alameda Point/NAS Alameda 950 W. Mall Square, Building 1 Alameda, CA 94501 -5012



CITY OF ALAMEDA/APCP POSITION PAPER ON RCRA CORRCTIVE ACTION/POST-CLOSURE PERMITS AT ALAMEDA POINT

Dear Ms. Potter:

The Department of Toxic Substances Control (DTSC) has received your letter of June 20, 2003 which included a copy of above-referenced position paper. The position paper listed both Areas of Agreement and Areas of Discussion and Clarification.

Upon review, DTSC agrees with most of the points raised in the position paper. The only point DTSC wishes to make clear is with respect to "Termination of Permits for Areas Outside the Permitted/Regulated Units". Any non-permitted units such as solid waste management units (SWMUs), areas of concern (AOCs), or generation accumulation points (GAPs) are all potentially subject to corrective action. DTSC cannot terminate a hazardous waste permit unless all corrective action is complete and DTSC is able to terminate corrective action. DTSC. however, is amenable to having the non-permitted units cleaned up under a CERCLA enforceable agreement.

If you have any questions regarding this issue, please contact Ms. Wei-Wei Chui of my staff at (510) 540-3975.

Sincerely,

Mohinder S. Sandhu, P.E. Chief

Standardized Permitting and Corrective Action Branch

Ms. Debbi Potter January 8, 2004 Page 2

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